IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO.488 OF 2005

Kazi S.M. and others Petitioners

versus

State of Maharashtra & others Respondents

Mr.A.N.Maniar for petitioners.

Ms.S.Shreedharan, AGP for respondents 1 and 2.

Mr.Shaikh Nasir Masiah for respondents 4, 5 & 7.

CORAM : H.L.GOKHALE AND
S.C.DHARMADHIKARI, JJ.

DATE : 14th March 2005

PC :

1. Heard Mr.Maniar in support of this petition. Rule. Rule returnable forthwith. Ms.Shreedharan appears for respondents 1 and 2. Respondent no.3 is a formal party. Mr.Shaikh appears for respondents 4, 5 and 7. Mr.Maniar seeks to delete respondent no.6 since she is no longer in the concerned school.

2. All that the petition prays is that the pending appeal of the petitioners being Appeal No.95 of 1998 be decided by the School Tribunal

at the earliest. This appeal is pending for last seven years and the submission of Mr.Maniar is that respondents school management is responsible for this delay because of their delaying tactics. Mr.Shaikh appearing for school management has filed reply and denied that the school management is responsible for delay. Even so the fact remains that the matter is pending for last seven years. In the mean while the school management has appointed another teacher though it is stated by Mr.Maniar that still there is one vacancy. In view thereof what we expect is that respondent no.2 Presiding Officer of the School Tribunal will decide the pending appeal of the petitioner within three months hereafter and in any case by end of June 2005. Rule made absolute in above terms.

(H.L.GOKHALE, J.)

(S.C.DHARMADHIKARI, J.)